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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	No. CR-09-cr-149-MMC
)	ORDER RE
Plaintiff,)	STIPULATION TO HEARING
)	AND TO EXCLUDE TIME
v.)	
)	
MICHAEL CHEN,)	
)	
Defendant.)	

On April 7, 2011, the court entered a briefing schedule related to the defendant's amended motion to suppress. The defendant filed his amended motion on May 11, 2011, and the matter is set for hearing on June 8, 2011. Since about May 12 or 13, 2011, counsel for the United States, Blake Stamm, has been seriously ill, and was scheduled for surgery at some time during the week of May 16, 2011. The parties now request that the Court continue the date for the hearing on the defendant's amended motion to suppress until June 29, 2011. The parties further stipulate that the period of time from June 8, 2011, until June 29, 2011, shall be excluded from the time limits applicable under 18 U.S.C. § 3161 pursuant to §3161(h)(1)(D).

Stipulation to Continue
Case No. 09-cr-149-MMC

Respectfully submitted,

MELINDA HAAG
United States Attorney

Dated: May 19, 2011

/s/Thomas M. Newman
THOMAS M. NEWMAN
Assistant United States Attorney
Tax Division


Dated: May 19, 2011

/s/
Alan A. Dressler
Attorney for Defendant

ORDER

For the reasons stated above, the Court finds that the continuance of time for the hearing on the defendant's amended motion to suppress is warranted and the period from June 8, 2011, until June 29, 2011, shall be excluded from the time limits applicable under 18 U.S.C. § 3161 pursuant to §3161(h)(1)(D).

Dated: May 20, 2011


MAXINE M. CHESNEY
United States District Court Judge